IN THE HIGH COURT OF UTTARAKHAND
AT NAINITAL

Writ Petition No. 1245 (SS) of 2001
(Old No. 42819/2000)

Kishore Singh Negi,
S/o late Sri Bhag Chanda Singh,
R/o Village Chathara,
Post – Bhatgaon via Pilkhi,
District – Tehri Garhwal. **…….Petitioner.**

Versus

1. State of U.P. through Principal Secretary, (Madhyamik Shiksha) U.P. Shashan, Lucknow
2. Joint Director (Madhyamik Education) Garhwal Mandal, Pauri.
3. District Inspector of Schools, District – Tehri Garhwal, Narendra Nagar.
4. Principal Government, Intermediate College, Bhatgaon, Tehri Garhwal.

……..Respondents

Hon'ble M.M. Ghildiyal, J

Heard Sri N.P. Shah, learned Standing Counsel for State of Uttarakhand on behalf of respondents. No one is present on behalf of the petitioner

By means of this writ petition, the petitioner has challenged the order dated 22.07.2000 and 30.08.2000 passed by respondent nos. 2, 3 and 4. By order dated 22.07.2000, Regional Joint Director, Education, Garhwal Mandal, Pauri issued a letter addressed to District Inspector of Schools, Pauri/ Chamoli / Tehri / Uttarkashi / Dehradun / Rudraprayag not to promote anyone temporarily on the posts lying vacant in their offices, as District Inspector of Schools are not competent authority to make such promotion.

In pursuance to order dated 22.07.2000, District Inspector of School, Tehri Garhwal, Narendra Nagar vide order dated 30.08.2000 directed the Principal, Government Intermediate College, Bhatgaon, District – Tehri Garhwal to cancel the order by which petitioner was promoted by the Principle to work on officiating basis.

It is not disputed that Principle of the College is not competent authority to pass order of temporary promotion, as such, I do not find any illegality in the order dated 22.07.2000 passed by Regional Joint Director, Education, Garhwal Mandal, Pauri and 30.08.2000 passed by District Inspector of School, Tehri Garhwal, Narendra Nagar.

Writ petition lacks of merit, as such, is dismissed. No order as to costs.

(M.M. Ghildiyal, J)

March 15, 2007
Sksharma